

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

TROY LYNN SPENCER, )  
                        )  
Plaintiff,            )  
                        )  
v.                     )                              No. 4:04-CV-1094 CAS  
                        )  
DORN SCHUFFMAN, et al., )  
                        )  
Defendants.           )

**MEMORANDUM AND ORDER**

Upon review of the Court file, the Court notes there has been no activity in this action since the filing of the return of proof of service upon defendant Dorn Schuffman on July 21, 2005 .

**IT IS HEREBY ORDERED** that plaintiff shall, within fourteen (14) days of the date of this order, file an appropriate motion for entry of default by the Clerk of the Court under Federal Rule of Civil Procedure 55(a), supported by all necessary affidavits and documentation.

**Failure to comply with this order may result in dismissal of the claims against defendant Dorn Schuffman in this matter without prejudice.**



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CHARLES A. SHAW  
UNITED STATES DISTRICT JUDGE

Dated this 5th day of December, 2005.